IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 250 OF 2006
IN
WRIT PETITION NO. 1182 OF 1997

Ananda R. Karkera ... Petitioner

Vs.

Air India Corporation ... Respondents

Mr. Ashok Shetty with Mr. Mahesh Londhe i/by Sanjay Udeshi & Co. for Petitioner.

Mr. Sudeep Dasgupta i/by Chhaya Shah for Respondents.

CORAM: F.I. REBELLO &
MRS.V.K.TAHILRAMANI,JJ.
DATE : AUGUST 04, 2006

P.C.:

. The Petitioner approached this court against the show cause notice pursuant to which he apprehends termination. The Petition was admitted and an interim relief was granted in terms of Prayer Clause (c). By the present motion, the Petitioner prays that the respondent company be directed to release the provident fund, gratuity and other terminal dues as in the meantime the Petitioner has superannuated.

. We have heard the learned counsel for the Petitioner. The issue of termination is in issue before this court and as such in so far as the pension and gratuity is concerned, no relief can be granted today and that will be subject to the order

in petition.

. In so far as P.F. dues are concerned, both Petitioner and employer's contribution, nothing has been brought to our notice as to how the employer's contribution can be withheld. It is also not set out in the affidavit filed by P.P. Champaneri on behalf of the Respondent No. 1. Considering the above, the present Notice of Motion can be disposed of by directing Respondent No. 1 to release the P.F. dues of the Petitioner both, Petitioners' and employer's contribution alongwith accumulated interest within 30 days from today. The Petitioner has prayed for interest on the amount withheld. That can be considered at the hearing of the Petition. Motion disposed of accordingly.

(MRS.V.K.TAHILRAMANI,J.) **(F.I.REBELLO, J.)**